



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2004-2005

January 04, 2010

Bruce Houck
Lincoln-Hendricks-Ivanhoe Elementary
200 E. Lincoln Street
Hendricks, MN 56136

Re: Applicant Name: LINCOLN-HENDRICKS-IVANHOE ELEM
Billed Entity Number: 65116
Form 471 Application Number: 394279
Funding Request Number(s): 1078505
Your Correspondence Dated: October 06, 2009

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's Funding Year 2004 Notification of Improperly Disbursed Funds Letter for the Application Number indicated above. This letter explains the basis of USAC's decision. The date of this letter begins the 60 day time period for appealing this decision to the Federal Communications Commission (FCC). If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 1078505
Decision on Appeal: **Denied**
Explanation:

- Lincoln-Hendricks-Ivanhoe Elementary submitted a FY2004 Form 486 # 281355 and certified that they were compliant with the requirements of the Children's Internet Protection Act, as codified at 47 U.S.C. 254(h) and (l). During an audit, you were asked to provide documentation, ie. internet filter, work orders showing when the filter was installed, and/or report demonstrating the web-sites that have been filtered. This documentation was not provided. On appeal, you have provided an invoice showing a filter was in place since May 31, 2001; but this invoice does not support that the filter was in place during Fund Year 2004 (July 1, 2004 - June 30, 2005). You also provided Asset Inventory Records but this only shows that the filter was available, and it does not show that the filter was active. Since you have not provided any documentation to support that Lincoln-

Hendricks-Ivanhoe Elementary had an active internet filter in place for Fund Year 2004, your appeal is denied.

FCC Rules require billed entities to certify on FCC Forms 486 that as of the date discounted services began, the recipients of service were in compliance with the appropriate requirements of CIPA in order to be eligible for discounts. 47 C.F.R. 54.520 (b)(1), (c). Billed entities that fail to provide the certifications or that allow services to be delivered prior to compliance with the requirements of CIPA violate these rules. 47 C.F.R. 4.520 (c). Billed entities that fail to ensure compliance with the requirements of CIPA must reimburse any funds and discounts they received from the Schools and Libraries Support Mechanism for the period in which they were non-compliant. 47 C.F.R. 54.520 (e)

If your appeal has been denied in full, partially approved, dismissed, or canceled, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received or postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD section of the USAC website or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2005-2006

January 04, 2010

Bruce Houck
Lincoln-Hendricks-Ivanhoe Elementary
200 E. Lincoln Street
Hendricks, MN 56136

Re: Applicant Name: LINCOLN-HENDRICKS-IVANHOE ELEM
Billed Entity Number: 65116
Form 471 Application Number: 472048
Funding Request Number(s): 1300619
Your Correspondence Dated: October 06, 2009

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's Funding Year 2005 Notification of Improperly Disbursed Funds Letter for the Application Number indicated above. This letter explains the basis of USAC's decision. The date of this letter begins the 60 day time period for appealing this decision to the Federal Communications Commission (FCC). If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 1300619
Decision on Appeal: **Partially Approved**
Explanation:

- Lincoln-Hendricks-Ivanhoe Elementary submitted a FY2005 Form 486 # 327720 and certified that they were compliant with the requirements of the Children's Internet Protection Act, as codified at 47 U.S.C. 254(h) and (l). During an audit, you were asked to provide documentation, ie. internet filter, work orders showing when the filter was installed, and/or report demonstrating the web-sites that have been filtered. This documentation was not provided. On appeal, you have provided an invoice dated September 19, 2005, showing charges for a Watchguard Firebox. This invoice shows it is for one year of service (September 18, 2006). You have also provided an invoice showing Watchguard charges for May 31, 2001; but this invoice does not support that the filter was in place during Fund Year 2004 (July 1, 2004 - June 30, 2005). In addition, you also provided Asset Inventory Records but this only shows that the filter was available, and it

does not show that the filter was active. Since you have provided documentation supporting internet filtering from September 19, 2005 - June 30, 2006, your appeal is partially approved.

FCC Rules require billed entities to certify on FCC Forms 486 that as of the date discounted services began, the recipients of service were in compliance with the appropriate requirements of CIPA in order to be eligible for discounts. 47 C.F.R. 54.520 (b)(1), (c). Billed entities that fail to provide the certifications or that allow services to be delivered prior to compliance with the requirements of CIPA violate these rules. 47 C.F.R. 54.520 (c). Billed entities that fail to ensure compliance with the requirements of CIPA must reimburse any funds and discounts they received from the Schools and Libraries Support Mechanism for the period in which they were non-compliant. 47 C.F.R. 54.520 (e)

If your appeal has been denied in full, partially approved, dismissed, or canceled, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received or postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD section of the USAC website or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2006-2007

January 04, 2010

Bruce Houck
Lincoln-Hendricks-Ivanhoe Elementary
200 E. Lincoln Street
Hendricks, MN 56136

Re: Applicant Name: LINCOLN-HENDRICKS-IVANHOE ELEM
Billed Entity Number: 65116
Form 471 Application Number: 514355
Funding Request Number(s): 1415325
Your Correspondence Dated: October 06, 2009

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's Funding Year 2006 Notification of Improperly Disbursed Funds Letter for the Application Number indicated above. This letter explains the basis of USAC's decision. The date of this letter begins the 60 day time period for appealing this decision to the Federal Communications Commission (FCC). If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 1415325
Decision on Appeal: **Partially Approved**
Explanation:

- Lincoln-Hendricks-Ivanhoe Elementary submitted a FY2006 Form 486 # 364469 and certified that they were compliant with the requirements of the Children's Internet Protection Act, as codified at 47 U.S.C. 254(h) and (l). During an audit, you were asked to provide documentation, ie. internet filter, work orders showing when the filter was installed, and/or report demonstrating the web-sites that have been filtered. This documentation was not provided. On appeal, you have provided an invoice dated September 19, 2005, showing charges for a Watchguard Firebox. This invoice shows it is for one year of service (September 18, 2006) and an invoice showing service from December 26, 2006 through March 31, 2007. You have also provided an invoice showing Watchguard charges

for May 31, 2001; but this invoice does not support that the filter was in place during Fund Year 2004 (July 1, 2004 - June 30, 2005). You also provided Asset Inventory Records but this only shows that the filter was available, and it does not show that the filter was active. Therefore, the appeal is partially approved for the period of time beginning July 1, 2006 through September 18, 2006 and December 26, 2006 through June 30, 2007. Revised post discount amount is \$13,893.95.

FCC Rules require billed entities to certify on FCC Forms 486 that as of the date discounted services began, the recipients of service were in compliance with the appropriate requirements of CIPA in order to be eligible for discounts. 47 C.F.R. 54.520 (b)(1), (c). Billed entities that fail to provide the certifications or that allow services to be delivered prior to compliance with the requirements of CIPA violate these rules. 47 C.F.R. 54.520 (c). Billed entities that fail to ensure compliance with the requirements of CIPA must reimburse any funds and discounts they received from the Schools and Libraries Support Mechanism for the period in which they were non-compliant. 47 C.F.R. 54.520 (e)

If your appeal has been denied in full, partially approved, dismissed, or canceled, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received or postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD section of the USAC website or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company

Bruce Houck
Lincoln-Hendricks-Ivanhoe Elementary
200 E. Lincoln Street
Hendricks, MN 56136

Billed Entity Number: 65116
Form 471 Application Number: 472048
Form 486 Application Number: